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Shueisha Inc.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

In Re 17 U.S.C. § 512(h) Subpoena to
CLOUDFLARE, INC.

Case No.:

**DECLARATION OF HIROYUKI
NAKAJIMA IN SUPPORT OF SUBPOENA
TO OBTAIN THE IDENTITY OF A
CLOUDFLARE, INC. CUSTOMER
PURSUANT TO 17 U.S.C. § 512(h)**

I, Hiroyuki Nakajima, declare as follows:

1. I am an attorney with the law firm Tokyo Flex Law Office, copyright counsel for Shueisha Inc. (“Shueisha”). I make this declaration in support of Shueisha’s request for the clerk of the District Court for the Northern District of California to issue the subpoena filed concurrently herewith pursuant to the Digital Millennium Copyright Act (DMCA), 17 U.S.C. § 512(h). I have personal knowledge of the facts stated in this Declaration and if called to do so, would testify competently thereto.

2. I am duly authorized by Shueisha to make this request on Shueisha’s behalf.

3. Shueisha is a leading entertainment publishing company headquartered in Japan.

Among other things, the company specializes in the publication and distribution of Japanese comics

1 known as “mangas,” in both tangible and digital media. Numerous titles published by Shueisha have
2 achieved a high degree of popularity worldwide, including in the United States.

3 4. Shueisha recently discovered that some of its mangas, to which Shueisha is the
4 authorized holder of the copyrights, have been in whole or in part copied, published, displayed,
5 and/or distributed without its authorization on websites run by certain users of services provided by
6 Cloudflare, Inc. (“Cloudflare”). URLs containing the infringing content are identified in the DMCA
7 notice Shueisha sent to Cloudflare, Inc. on January 30, 2025, a true and correct copy of which is
8 attached hereto as **Schedule 1** (the “DMCA Notice”).

9 5. Upon information and belief, Cloudflare provides content delivery services enabling
10 the unauthorized reproduction and distribution of copyrighted works to which Shueisha holds
11 exclusive rights, using the URLs (associated with specific user accounts) identified in the DMCA
12 Notice.

13 6. On information and belief, Cloudflare’s policies require a subpoena or court order to
14 compel the company to disclose information about a Cloudflare user or account used in furtherance
15 of the infringement of another’s copyrights.

16 7. The sole purpose for which the requested subpoena is sought is to obtain the
17 identities of the alleged infringer(s) described in the DMCA Notice and such information will only
18 be used for the purpose of protecting Shueisha’s copyright rights.

19
20 I declare under penalty of perjury under the laws of the United States of America and the
21 State of California that the foregoing is true and correct.

22
23 Executed on February 4, 2025 in Tokyo, Japan.

24
25 By: *Hiroyuki Nakajima*
26 Hiroyuki Nakajima
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